

Resolution No. 17-385  
Introduced: March 6, 2012  
Adopted: March 27, 2012

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

By: County Council

**SUBJECT:** Transfer of Unexpended Project Balance within the FY12 Capital Budget,  
Montgomery County Public Schools

From: Seven Locks ES Addition/Modernization (No. 026503), \$3,500,000  
Rehab/Renovation of Closed Schools (Downcounty Consortium ES #29)  
(No. 916587), \$4,500,000  
To: MCPS Local Unliquidated Surplus Account (No. 999), \$8,000,000

**Background**

1. Section 5-106 (c) of the Education Article of the Annotated Code of Maryland provides for transfers of unexpended project balances within the capital budget of the Board of Education only with the approval of the County Council.
2. Section 5-306 of the Education Article of the Annotated Code of Maryland requires that the County Council adopt a six-year capital improvements program for the Board of Education. This section also allows the Council to make amendments, revisions, and modifications to the program.
3. Section 302 of the County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of six Councilmembers.
4. The Board of Education has requested the following transfer of appropriation within the FY08 Capital budget:

<u>Project</u>	<u>Project Number</u>	<u>Amount</u>	<u>Source of Funds</u>
Seven Locks ES Addition/Modernization	026503	-\$3,500,000	G.O. Bonds
Rehab/Renovation of Closed Schools	916587	-\$4,500,000	G.O. Bonds
Local Unliquidated Surplus Account	999	+\$8,000,000	G.O. Bonds

5. This transfer, in conjunction with Resolution 17-386, is intended to address cost increases in two projects, including: Bradley Hills ES Addition and Darnestown ES Addition.

6. The Seven Locks Elementary School reopened in January 2012. Downcounty Consortium ES #29 (McKenney Hills) is scheduled to open in August 2012. Montgomery County Public Schools staff have identified surpluses of \$3,500,000 and \$4,500,000 respectively in the two projects as a result of lower than budgeted project costs.
7. A public hearing was held on March 27, 2012.

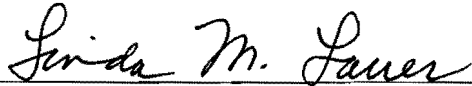
**Action**

The County Council for Montgomery County, Maryland approves the following action:

An FY12 transfer of appropriation from the projects listed below to the Local Unliquidated Surplus account is approved as follows:

<u>Project</u>	<u>Project Number</u>	<u>Amount</u>	<u>Source of Funds</u>
Seven Locks ES Addition/Modernization	026503	-\$3,500,000	G.O. Bonds
Rehab/Renovation of Closed Schools	916587	-\$4,500,000	G.O. Bonds
Local Unliquidated Surplus Account	999	+\$8,000,000	G.O. Bonds

This is a correct copy of Council action.

  
Linda M. Lauer, Clerk of the Council